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*Attorneys for Defendant*  
**M&C MANAGEMENT SERVICES  
(USA) INC. d/b/a MILLENNIUM HOTELS  
AND RESORTS**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

VALERIE BROOKS, individually and  
on behalf of all other similarly situated,

Plaintiff,

v.

**M&C MANAEMENT SERVICES  
(USA) INC. d/b/a MILLENNIUM  
HOTELS AND RESORTS, a Delaware  
corporation; and DOES 1 to 10,  
inclusive,**

Defendants.

Case No.: 2:21-cv-00152-KJM-CKD

**STIPULATION TO SET ASIDE  
DEFAULT AND TO EXTEND  
TIME TO RESPOND TO  
PLAINTIFFS CLASS ACTION  
COMPLAINT; AND ORDER**

Action Filed: 01/26/2021

1 IT IS HEREBY STIPULATED AND AGREED, by and between VALERIE  
2 BROOKS (“Plaintiff”) and M&C MANAGEMENT SERVICES (USA) INC. d/b/a  
3 MILLENNIUM HOTELS AND RESORTS (“Defendant” and together with  
4 Plaintiff, the “Parties”), by and through their respective attorneys, and subject to  
5 Court approval, that the default entered on June 2, 2021 be set aside and that  
6 Defendant shall have 28-days to respond to Plaintiff’s Complaint.

7 WHEREAS, on January 26, 2021, Plaintiff filed this action in the United States  
8 District Court of the Eastern District.

9 WHEREAS, on February 8, 2021, Plaintiff filed a Proof of Service, indicating  
10 service on an agent in Colorado on February 4, 2021.

11 WHEREAS, on June 2, 2021, Plaintiff’s filed a Request for Entry of Default,  
12 which was entered by the Court on June 2, 2021.

13 WHEREAS, Defendant has no record of receiving a copy of the original  
14 service and Defendant’s first awareness of the action was receipt of the Request for  
15 Entry of Default.

16 WHEREAS, the Parties are in discussions regarding the substance of  
17 Plaintiff’s claims.

18 WHEREAS, the Parties have agreed that Plaintiff hereby withdraws her  
19 Request for Entry of Default and agrees to set aside the default against Defendant.

20 WHEREAS, the Parties have further agreed that Defendant will file its  
21 responsive pleading to Plaintiff’s Class Action Complaint within twenty-eight (28)  
22 days, by July 20, 2021.

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1 Based on the facts above and the Parties' agreement, it is hereby stipulated  
2 pursuant to Eastern District of California Local Rules 143 and 144, and subject to  
3 Court approval, that the Request for Default entered on June 2, 2021 be set aside and  
4 that Defendant may have up to and including July 20, 2021 to respond to the Class  
5 Action Complaint.

6 **IT IS SO STIPULATED.**

7 Dated: June 22, 2021

**BAKER & HOSTETLER LLP**

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9 By: /s/ Ryan D. Fischbach  
Ryan D. Fischbach

10 *Attorneys for Defendant*  
11 M&C MANAGEMENT SERVICES  
12 (USA) INC. d/b/a MILLENNIUM HOTELS  
AND RESORTS

13  
14 Dated: June 22, 2021

**WILSHIRE LAW FIRM**

15 */s/ Jasmine Behroozan*  
16 By: (as authorized on June 22, 2021)  
17 Jasmine Behroozan, Esq.


18 *Attorneys for Plaintiff*  
19 VALERIE BROOKS  
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**ORDER**

The Court, having read and considered the Parties' Stipulation, and for good cause appearing, **HEREBY ORDERS** that the Default against Defendant M&C MANAGEMENT SERVICES (USA) INC. d/b/a MILLENNIUM HOTELS AND RESORTS is set aside and deemed to have no force or effect, and Defendant shall have up to and including July 20, 2021 to respond to the Class Action Complaint.

**IT IS SO ORDERED.**

Dated: June 25, 2021.

  
CHIEF UNITED STATES DISTRICT JUDGE